

INTER-OFFICE COMMUNICATIONS

Palm Beach County, Florida

TO: John Sansbury, County Administrator
Lisa Heasley, County Attorney's Office
Herb Kahlert, County Engineer
David Bludworth, State Attorney
Max Rudmann, Asst. Attorney General
Captain Cook, Sheriff's Dept. - Civil
Frank Schulz, Sheriff's Office
Bob Basehart, Planning, Zoning & Bldg.
Bob Palchanis, Building Division, Director
Tom McEaddy , Assistant County Attorney
Patty Young - 4th District Court of Appeals
Law Library
(2) County Library - Tom Schroeder - Jack McGregor
Denise Smyth, Finance - Gregg Cook - Bruce Pelly
- Andra Pierro

DATE: August 7, 1985

FROM: John W. Dame, Chief Deputy Clerk

RE: PALM BEACH COUNTY ORDINANCE DISTRIBUTION

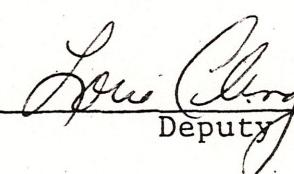
ORDINANCE NO. 85-22

TITLE REFERENCE:

Amend. 84-10, as amend.; 85-7, 84-10 re: 7 MSBU
Waste Collection; define commercial structures, etc.....

Attached is a copy of the above referenced Ordinance of Palm Beach County. This Ordinance has been filed with Florida Department of State and forwarded to Municipal Code Corporation for codification. The effective date is August 5, 1985 at 3:53 P.M..

Signed


Deputy Clerk

JWD:

Attachment

* cc: Commissioners, BCC
Clerk
Minutes

*If a complete copy of ordinance is needed, please advise this office and we will be happy to provide a copy.

1

ORDINANCE NO. 85-22

2 AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF
3 PALM BEACH COUNTY, FLORIDA, AMENDING SECTIONS 2, 4,
4 10, 11, 13, 14, AND 17 OF PALM BEACH COUNTY ORDINANCE
5 84-10, AS AMENDED BY ORDINANCE 85-7 AND AMENDING
6 SECTION 16 OF ORDINANCE 84-10, WHICH PROVIDES FOR THE
7 IMPOSITION OF SPECIAL ASSESSMENTS FOR MANDATORY
8 GARBAGE AND WASTE COLLECTION AND DISPOSAL WITHIN
9 SEVEN MUNICIPAL SERVICE BENEFIT UNITS IN THE
10 UNINCORPORATED AREA OF PALM BEACH COUNTY, FLORIDA,
11 FOR THE PURPOSE OF DEFINING CERTAIN BUILDINGS OR
12 STRUCTURES AS COMMERCIAL PROPERTY, PROVIDING FOR
13 ADDITIONAL DEFINITIONS, PROVIDING FURTHER ELABORATION
14 OF EXISTING PROCEDURES UNDER SAID ORDINANCES AND
15 PROVIDING VARIOUS OTHER CHANGES FOR THE EFFECTIVE AND
16 EFFICIENT IMPLEMENTATION OF SAID ORDINANCES; AND
17 PROVIDING FOR SEVERABILITY, PENALTIES, REPEAL OF
18 CONFLICTING ORDINANCES, INCLUSION IN THE CODE OF LAWS
19 AND ORDINANCES, EFFECTIVE DATE.

20 WHEREAS, it is appropriate to amend Ordinance 84-10, as amended
21 by Ordinance 85-7 of Palm Beach County, Florida, to define as commercial
22 property certain buildings or structures containing a dwelling unit or
23 units, furnished with or without rent, as an incident of employment which
24 are located upon real property that is the situs of said employment and
25 upon which are located buildings or structures otherwise treated as
26 commercial property under the terms of said Ordinances, and

27 WHEREAS, it is appropriate to elaborate upon existing special
28 assessment procedures as those procedures affect owners of residential
29 units on which a lien has been imposed, owners petitioning to correct
30 alleged errors, omissions and commissions and owners whose residential
31 units are subject to the special assessment but were omitted from the
32 special assessment roll, and

33 WHEREAS, it is also appropriate to make other amendments to
34 provide for the effective and efficient implementation of said
35 Ordinances.

36 NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF COUNTY
37 COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

38 Part I - Section 2, Definitions of Ordinance 84-10, as amended by
39 Ordinance 85-7, is hereby amended as follows:

40 SECTION 2. DEFINITIONS:

41 For the purposes of this Ordinance, the definitions contained
42 in this section shall apply unless otherwise specifically stated. When

1 not inconsistent to the context, words used in the present tense, include
2 the future, words in the plural number include the singular and words in
3 the singular number include the plural. The word "shall" is always
4 mandatory and not merely discretionary.

5 A. Board: Palm Beach County Board of County Commissioners.

6 B. Benefit Unit: Refers to each of the seven (7) municipal
7 service benefit units existing under Section 1 hereof, unless
8 specifically indicated to the contrary.

9 C. Commercial Property: Hotels, motels, or any multi-family
10 residence exceeding three dwelling units under one common roof, and
11 mobile home parks containing mobile homes excluding those mobile homes
12 considered real property under the Florida Constitution and Florida
13 Statutes. Additionally, all commercial (wholesale/retail),
14 manufacturing, industrial and institutional enterprises of all types
15 licensed to do business in Palm Beach County, excluding that commercial
16 property requiring specialized roll-off handling equipment. Also,
17 any building or structure containing a dwelling unit or units that
18 is furnished, with or without rent, as an incident of employment,
19 regardless of the number of dwelling units under one common roof,
20 which is located upon real property that is the situs of said
21 employment and upon which are located buildings or structures
22 otherwise treated as commercial property under the terms of this
23 Section.

24 D. Container: A container made of non-absorbent material
25 provided with closely fitting cover, slide bail handles and of thirty-two
26 (32) gallon or less gross capacity.

27 E. Cubic yard equivalent: One cubic yard of non-compacted
28 waste is equal to two hundred (200) gallons of container capacity.

29 F. Customer: All persons, corporations, partnerships, or
30 other entities owning residential units or commercial property within a
31 benefit unit that is within a franchisee's service area and all other
32 persons subscribing to the garbage and waste service as provided by the
33 franchisee and the terms of this ordinance.

34 G. Designee: That officer, department, department head,
35 official, or other persons or group of persons responsible for performing

1 those acts, duties or responsibilities specifically designated by the
2 Board in this ordinance.

3 H. Dwelling unit: An individual living unit with kitchen
4 facilities and shall include a house, apartment, efficiency apartment,
5 mobile home and all other habitations commonly used as residences;
6 such terms shall not mean a room in a motel or hotel.

7 I. H- Garbage: All putrescible wastes and all animal or
8 vegetable refuse or residue that shall result from the preparation or
9 care for or treatment of food stuffs intended to be used as food or shall
10 have resulted from the preparation or handling of food for human
11 consumption, or any decayed or unsound meat, fish or vegetable and shall
12 include the containers used in the preparation of food stuffs.

13 J. I- Garden Trash: All manner of vegetative and woody matter
14 commonly used in landscaping, such as but not limited to, grass, leaves,
15 palm fronds, tree branches and hedge trimmings not exceeding four (4")
16 inches in diameter.

17 K. J- Junk: Any tangible item such as furniture, appliances,
18 bicycles, (excluding motor vehicles) or similar property not having a
19 useful purpose to the owner or abandoned by the owner and not included in
20 the definitions of garbage, garden trash or rubbish.

21 L. K- Mechanical Containers: Any portable non-absorbent
22 container approved by the Board which is used to store large volumes of
23 garbage and waste emptied by mechanical means.

24 M. Multi-Family Residence: Any building or structure
25 consisting of more than one dwelling unit.

26 N. L- Putrescible: Liable to become decomposed or rotten and
27 foul smelling.

28 O. M- Residential Units: Dwelling units existing as a single
29 family residence, or a multi-family residence not exceeding three (3)
30 dwelling units under one common roof, but excluding any building or
31 structure which constitutes commercial property as defined in this
32 section. A residential unit shall not be considered to include a mobile
33 home, unless the mobile home is considered real property under the
34 Florida Constitution and Florida Statutes.

1 P. N- Rubbish: All refuse, accumulation of paper, excelsior,
2 rags or wooden or paper boxes or containers, sweepups, and all other
3 accumulations of a nature other than garbage, which are usual to
4 housekeeping and to the operation of stores, offices and other business
5 places. Also any bottles, cans or other containers which, due to their
6 ability to retain water, may serve as breeding places for mosquitoes or
7 other water-breeding insects.

8 Q. O- Service Area: That area served by the franchisee
9 pursuant to Chapter 31118, Laws of Florida, 1955, and amendments
10 thereto, including any and all amendments subsequent to the conversion
11 of said Special Law to an Ordinance by Chapter 83-496, Laws of Florida,
12 1983.

13 R. P- Service Year: The annual period of garbage and waste
14 collection and disposal commencing on April 1st of each year and ending
15 March 31, which is funded by the annual special assessment described in
16 this Ordinance. The initial service year under this ordinance shall
17 commence April 1, 1985.

18 S. Single Family residence: Any building or structure
19 consisting of only one dwelling unit.

20 T. O- Waste: A general term that includes the specific terms
21 "garden trash" and "rubbish."
22 Part II - Section 4, Powers, Subsection C of Ordinance 84-10, as amended
23 by Ordinance 85-7, is hereby amended as follows:

24 C. To make contractual arrangements with any public, private
25 or municipal firm, person or corporation, for the furnishing of garbage
26 and waste collection and disposal within the unit or for any matter
27 proper for the effectuation of the purposes of the unit. The term
28 "contractual arrangements" includes the power to award franchises for
29 garbage and waste collection and disposal, provided that all contracts or
30 franchises heretofore granted and presently in effect are ratified and
31 confirmed. However, the powers enumerated in this paragraph are
32 limited to and restricted by the powers and procedures stated in Chapter
33 31118, Laws of Florida, 1955, and amendments thereto, including any
34 and all amendments subsequent to the conversion of said Special Law
35 to an Ordinance by Chapter 83-496, Laws of Florida, 1983.

1 Part III - Section 10, Garbage and Waste Collection Service Charge Prior
2 to Initiation of Annual Special Assessment, Subsection C of Ordinance
3 84-10, as amended by Ordinance 85-7, is hereby amended as follows:

4 SECTION 10. GARBAGE AND WASTE COLLECTION SERVICE CHARGE

5 PRIOR TO INITIATION OF ANNUAL SPECIAL ASSESSMENT:

6 C. Bills become delinquent if not paid in full upon the first
7 collection day of the invoiced quarter, within-thirty-(30)-days-of-the
8 billing-date. The franchisee shall notify the Board of all residential
9 units for which a bill becomes delinquent. All delinquent bills are
10 chargeable against the owners of the residential units and shall
11 constitute and are hereby imposed as liens against such residential
12 units, upon approval by the Board of a resolution containing the
13 information described in Section 11 of this Ordinance. Until fully paid
14 and discharged or barred by law, said liens shall be equal in rank and
15 dignity to the lien of County ad valorem taxes and special assessments
16 and superior in rank and dignity to all other liens, encumbrances, titles
17 and claims in and to or against the real property involved. The
18 provisions contained in Section 11 of this Ordinance regarding the
19 preparation and filing of a resolution, mailing of the notice of lien and
20 satisfaction of lien are also applicable to delinquent bills described in
21 this paragraph. The initiation of the annual collection special
22 assessment against the owner of residential units shall not release said
23 owner from his responsibility hereunder.

24 Part IV - Section 11, Scope of Special Assessment, Delinquency, Liens, of
25 Ordinance 84-10, as amended by Ordinance 85-7, is hereby amended as
26 follows:

27 SECTION 11. SCOPE OF SPECIAL ASSESSMENT; DELINQUENCY; LIENS:

28 The annual special assessment shall be imposed against the
29 owners of all residential units in the benefit units if such residential
30 unit is generating or is capable of generating garbage and waste on the
31 first day of January prior to the fiscal year in which the annual
32 collection special assessment is imposed, regardless of the occupancy of
33 such property on said date. The owner and description of each
34 residential unit property shall be that designated on the real property
35 assessment roll maintained by the Property Appraiser of Palm Beach County

1 even though the Property Appraiser's Assessment Roll may not be current
2 with regard to ownership. The annual collection special assessment shall
3 be due and payable upon receipt of the initial special assessment
4 billing notice. Unless otherwise provided herein, such special
5 assessments shall become delinquent if not fully paid by the first day of
6 June of each service year. However, those owners of residential
7 units who may require equal quarterly installment payments of the special
8 assessment, due to financial hardship must make arrangements for said
9 installation payments prior to May 1 of each service year. There
10 is hereby imposed a service charge of twenty (\$20.00) dollars to be
11 applied against each owner of a residential unit who arranges payment
12 on the aforescribed installment plan. The service charge of twenty
13 (\$20.00) dollars shall be added to the total amount of the applicable
14 special assessment amount and will be prorated with each equal
15 quarterly installment payment. Prepayment of the annual collection
16 special assessment by those owners of residential units who arrange
17 payment on the aforescribed installment plan will not relieve the
18 owner of the responsibility to pay the entire amount of the said
19 twenty (\$20.00) dollar service charge. Each quarterly installment
20 payment shall be due and payable on May 15, August 15, November 15
21 and February 15, respectively, of each service year. Each delinquent
22 quarterly payment shall bear interest at the rate provided in Section
23 11 of this Ordinance and each delinquent quarterly payment shall
24 constitute and is imposed as a lien against such residential units
25 as of the date the Board approves a resolution containing the
26 information provided in Section 11 of this Ordinance. Upon the
27 failure of any owner of a residential unit to pay any quarterly
28 installment payment due, or any part therefore, including applicable
29 service charges, or any interest due thereon, the entire annual
30 assessment shall become due and payable and subject to the enforcement
31 provisions contained in Section 15 of the Ordinance. All delinquent
32 special assessments billed and collected by the Tax Collector or other
33 Board designee shall bear interest at the rate of twelve percent
34 (12%) per year on the due but unpaid principal portion of the special
35 assessment, until fully paid. All delinquent annual special assessments

1 imposed upon the owners of residential units under the provisions of this
2 Ordinance becoming due and payable after October 1, 1984 shall constitute
3 and are hereby imposed as liens against such residential units as of the
4 date the Board approves a resolution containing the information
5 hereinafter provided in this Section. Said annual collection special
6 assessments shall remain liens equal in rank and dignity with the lien of
7 the County ad valorem taxes and superior in rank and dignity to all other
8 liens, encumbrances, titles and claims in and to or against the real
9 property involved.

10 If any annual collection special assessment becomes delinquent,
11 the Board, upon receipt of the list of outstanding and delinquent annual
12 special assessments from the Tax Collector or other Board designee under
13 the provisions of Section 12, shall, approve the resolution, described
14 above in this Section containing the amount of the delinquent annual
15 special assessment including all interest provided herein, a legal
16 description of the residential units against which the lien is imposed
17 and the name of the owner of such residential units as indicated on the
18 real property assessment roll maintained by the Property Appraiser of
19 Palm Beach County even though the Property Appraiser's assessment roll
20 may not be current with regard to ownership. Said resolution shall be
21 recorded in the public records of Palm Beach County, Florida, by the
22 Board. Further, notice of the imposition of the lien on residential
23 units pursuant to said resolution will be mailed by the Clerk of
24 the Circuit Court acting as the Clerk to the Board to each owner of
25 such residential unit. The notice will contain the same information
26 required in the resolution described herein imposing the lien. Upon
27 payment and receipt of the list for paid or discharged lien or liens from
28 the Clerk of the Circuit Court acting as the Clerk of the Board under the
29 provisions of Section 12, the Board shall also record a resolution
30 satisfying said lien or liens.

31 Part V - Section 13, Correction of Errors and Omissions; Petition to
32 Board, of Ordinance 84-10, as amended by Ordinance 85-7, is hereby
33 amended as follows:

1 SECTION 13. CORRECTION OF ERRORS AND OMISSIONS;

2 PETITION TO BOARD:

3 No act of error, omission or commission on the part of the
4 Property Appraiser, Tax Collector, Board, Clerk, or their deputies or
5 employees, or other Board designee shall operate to defeat the payment of
6 the annual collection special assessment imposed by the Board under the
7 provisions of this Ordinance. Provided, however, any errors, or omission
8 or commission may be corrected at any time by the officers or party
9 responsible for them in like manner as provided under this Ordinance for
10 performing such acts in the first place, and when so corrected they shall
11 be construed as valid ab initio and shall in no way affect any process by
12 law for the enforcement of the annual collection special assessment
13 imposed under the provisions of this Ordinance.

14 The Board shall have the authority, at any time, upon its own
15 initiative or in response to a petition from any affected owner of
16 residential units to correct any error, omission or commission in the
17 adoption of any annual collection special assessment roll or in the
18 implementation of this Ordinance, including but not limited to, an error
19 in including any residential unit on such roll when such real property is
20 not a residential unit within the scope of this Ordinance and any error
21 in the calculation of the annual collection special assessment imposed
22 against any residential unit.

23 Any owner of real property may petition the Board to correct
24 any asserted error, omission or commission in relation to his property in
25 the adoption of the annual collection special assessment roll or in the
26 implementation of this Ordinance within one hundred and twenty (120) days
27 of the date the asserted error took place. Such petition shall be
28 initiated by filing with the Clerk of the Circuit Court acting as the
29 Clerk of the Board, a written petition containing the name of the owner,
30 a legal description of the real property affected, a summary description
31 of the asserted error and the relief requested of the Board. Such
32 petition shall be considered by the Board at any regular or special
33 meeting. The filing of a petition authorized by this section will stay
34 all proceedings and implementation of this Ordinance concerning the

1 property which is the subject of the petition until consideration of
2 the petition by the Board at any regular or special meeting.

3 If upon consideration of the petition as authorized herein,
4 the Board determines, based upon information and data available through
5 the County designees, officers or parties responsible for implementation
6 of the Ordinance as it pertains to performing those acts applicable to
7 the alleged error, omission or commission, that granting the relief
8 as requested in the petition cannot be supported based on said
9 available information and data, then the Board shall set a hearing at
10 the earliest possible date, not to exceed forty-five (45) days from the
11 date the Board initially considers the petition. Reasonable notice of
12 all hearings shall be provided by the Clerk of the Circuit Court acting
13 as Clerk to the Board. At all hearings the Board shall hear and
14 consider all facts material to the petition and thereafter the Board
15 may grant or deny, partially or wholly, the relief requested in the
16 petition. The decision of the Board resulting from a hearing shall be
17 final, and no petition for rehearing or reconsideration shall be
18 considered. Any person, including the petitioner, who is aggrieved
19 by any decision of the Board may apply for a review by writ of
20 certiorari in accordance with the applicable Florida Appellate Rules.
21 However, this provision shall not be construed to limit any other
22 remedy provided by law.

23 All owners of residential units whose property is subject
24 to a petition shall have until the first day of June of each service
25 year or thirty (30) days from the date the Board makes a final decision
26 on the relief requested in the petition, whichever provides a greater
27 time period, to pay the amounts due under this Ordinance.

28 However, the said thirty (30) day expiration period for
29 payment of the annual special assessment shall not prevent or limit the
30 ability of the owner of the residential unit, to make arrangements
31 for equal quarterly installment payments of the special assessment,
32 subject to the terms and conditions as provided under Section 11 of
33 this Ordinance, except that all such requests for quarterly installment
34 payments shall be made within fifteen (15) days from the date the
35 Board makes a final decision on the relief requested in the petition.

1 Part VI - Section 14, Failure to Include Residential Unit or Annual
2 Special Assessment Roll, of Ordinance 84-10, as amended by Ordinance
3 85-7, is hereby amended as follows:

4 SECTION 14. FAILURE TO INCLUDE RESIDENTIAL UNIT ON ANNUAL
5 SPECIAL ASSESSMENT ROLL:

6 When it shall appear that any annual special assessment might
7 have been imposed under this ordinance against any residential unit, but
8 such unit was omitted from the appropriate annual special assessment
9 roll, the Board may, by resolution, impose the applicable annual special
10 assessment for the service year in which such error is discovered, plus
11 the applicable special assessment for the prior two (2) service years, if
12 such residential unit was subject to an annual special assessment for
13 each of such prior two (2) service years. Such total annual special
14 assessment shall become delinquent if not fully paid upon the expiration
15 of sixty (60) days from the date of the adoption of said resolution, and
16 upon becoming delinquent shall be subject to the interest rates for the
17 delinquent annual special assessment as provided in Section 11 of this
18 ordinance.

19 However, the said sixty (60) day expiration period for
20 payment of the annual special assessment shall not prevent or limit
21 the ability of the owner of the residential unit, to make arrangements
22 for equal quarterly installment payments of the special assessment,
23 subject to the terms and conditions as provided under Section 11 of this
24 Ordinance, except that all such requests for quarterly installment
25 payments shall be made within thirty (30) days of the adoption of the
26 resolution described in this Section.

27 Further, the total amount of any delinquent special assessments
28 shall constitute, and are hereby imposed, as a lien against such
29 residential units, upon approval by the Board of a resolution
30 containing the information described in Section 11 of this Ordinance.
31 Until fully paid and discharged or barred by law, said liens shall be
32 equal in rank and dignity to the lien of County ad valorem taxes and
33 special assessments and superior in rank and dignity to all other liens,
34 encumbrances, titles and claims in and to or against the residential unit
35 involved. The provisions contained in Section 11 of this ordinance

1 regarding the preparation and the filing of a resolution, and
2 satisfaction of lien are also applicable to the delinquent special
3 assessments described in this section.

4 Part VII - Section 16, Mandatory Collection of Ordinance 84-10, is hereby
5 amended as follows:

6 SECTION 16. MANDATORY COLLECTION:

7 Unless exempted by law from the provisions of this Ordinance,
8 all garbage and waste generated and accumulated by a residential unit or
9 commercial property within each benefit unit shall be collected,
10 conveyed, and transported by the designated franchisee and it is
11 mandatory that all persons on the established route of the designated
12 franchisee for the service area in which the residential unit or
13 commercial property is located, shall subscribe to the service.

14 Part VIII - Section 17, Payments to Franchisee for Residential and
15 Commercial Collection, of Ordinance 84-10, as amended by Ordinance 85-7,
16 is hereby amended as follows:

17 SECTION 17. PAYMENTS TO FRANCHISEE FOR RESIDENTIAL
18 AND COMMERCIAL COLLECTION:

19 For the period commencing with the effective date of this
20 Ordinance and continuing through March 31, 1985, the franchisee of each
21 benefit unit shall collect service charges from owners of residential
22 units and commercial property as heretofore; thereafter, commencing April
23 1, 1985, the benefit units shall pay the franchisee of each service area
24 from the proceeds of the special assessment in accordance with the terms
25 of a franchise contract, for each residential unit within the applicable
26 benefit unit. Franchisee shall contract directly with commercial
27 property in accordance with the terms of a franchise contract, and shall
28 collect from such users for the service provided under the procedures of
29 Chapter 31118, Laws of Florida, 1955, and amendments thereto, including
30 any and all amendments subsequent to the conversion of said Special
31 Law to an Ordinance by Chapter 83-496, Laws of Florida, 1983. All
32 payments reviewed by the franchisee for service to commercial property
33 will be considered funds of the franchise and not the benefit units.

1 Part IX - SEVERABILITY:

2 If any clause, section or provision of this Ordinance shall be
3 declared to be unconstitutional or invalid for any cause or reason, the
4 same shall be eliminated from this Ordinance and the remaining portion of
5 this Ordinance shall be in full force and effect and be as valid as if
6 such invalid portion thereof had not been incorporated therein.

7 Part X - PENALTIES:

8 Violations of this Ordinance shall be prosecuted in the same
9 manner as misdemeanors are prosecuted and upon conviction shall be
10 punished by fine not to exceed five hundred dollars (\$500.00) or by
11 imprisonment in the County Jail not to exceed sixty (60) days or by both
12 fine and imprisonment.

13 Part XI - REPEAL OF CONFLICTING ORDINANCES:

14 The provisions of any other Palm Beach County Ordinance that
15 are inconsistent or in conflict with the provisions of this Ordinance are
16 repealed to the extent of such inconsistency or conflict.

17 Part XII - INCLUSION IN THE CODE OF LAWS AND ORDINANCES:

18 The provisions of this ordinance shall become and be made a
19 part of the code of laws and ordinances of Palm Beach County, Florida.
20 The Sections of the ordinance may be renumbered or relettered to
21 accomplish such, and the word "ordinance" may be changed to "section,"
22 "article," or any other appropriate word.

23 Part XIII - EFFECTIVE DATE:

24 The provisions sections of this Ordinance shall become
25 effective upon receipt of notice of its filing from the Office of the
26 Secretary of State of the State of Florida.

27 APPROVED AND ADOPTED by the Board of County Commissioners of
28 Palm Beach County, Florida, on the 23rd day of July, 1985.

29 PALM BEACH COUNTY, FLORIDA, BY ITS
30 BOARD OF COUNTY COMMISSIONERS

31 By B. C. Odom _____
32 Chairman

33 APPROVED AS TO FORM AND
34 LEGAL SUFFICIENCY

35 J. M. P. J.
36 County Attorney

1 Acknowledgement by the Department of State of the State of
2 Florida, on this, the 1st day of August, 1985.

3 EFFECTIVE DATE: Acknowledgement from the Department of State
4 received on the 5th day of August, 1985, at 3:53
5 P.M., and filed in the Office of the Clerk of the Board of County
6 Commissioners of Palm Beach County, Florida.

STATE OF FLORIDA, COUNTY OF PALM BEACH
I, JOHN B. DUNKLE, ex-officio Clerk of the
Board of County Commissioners certify this to
be a true and correct copy of the original filed in
my office on July 23, 1985
DATED at West Palm Beach, FL on 8/6/85.
JOHN B. DUNKLE, Clerk,
By: Louie Ellinger D.C.
Deputy Clerk